



U.S. Department of Justice

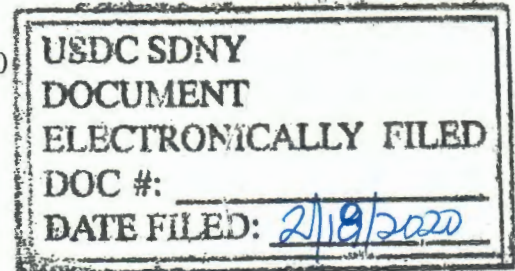
United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

February 14, 2020

**BY ECF**

The Honorable Sidney H. Stein  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007



Re: *United States v. David Smith*, 07 Cr. 453 (SHS)

**MEMO ENDORSED**

Dear Judge Stein:

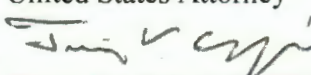
The Government respectfully requests that the Court schedule a change of plea hearing in the above-referenced case for February 20, 2020, at 2:00 p.m.

The Government further requests that the Court exclude the time between <sup>2/18/2020</sup>today and February 20, 2020, pursuant to the Speedy Trial Act. The ends of justice served by granting such an exclusion outweigh the best interest of the public and the defendant in a speedy trial, pursuant to 18 U.S.C. § 3161(h)(7)(A). An exclusion is warranted in order for the parties to continue their discussions of a potential resolution and for the defendant to continue his review of the discovery. Defense counsel consents to this request.

Respectfully submitted,

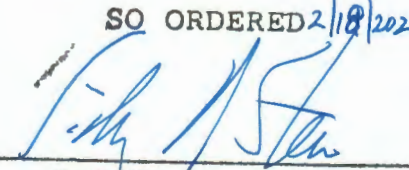
GEOFFREY S. BERMAN  
United States Attorney

by:

  
Timothy V. Capozzi  
Assistant United States Attorney  
(212) 637-2404

cc: Defense counsel listed on ECF

SO ORDERED <sup>2/18/2020</sup>

  
SIDNEY H. STEIN  
U.S.D.J.